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Attorneys for Plaintiff
JEANNE PLESSINGER WANG

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JEANNE PLESSINGER WANG,

Plaintiff,

v.

THOMA CRESSY EQUITY PARTNERS, INC.,
and CARL D. THOMA and DOES 1-100,
inclusive,

Defendants.

No.: 3:05-cv-04694-WHA

**STIPULATION AND ~~PROPOSED~~
ORDER FOR FILING OF FIRST
AMENDED COMPLAINT**

Judge: Hon. William H. Alsup

IT IS HEREBY STIPULATED by and between the parties hereto through their respective attorneys of record that plaintiff may file a First Amended Complaint, a copy of which is attached hereto and labeled Exhibit A.

IT IS FURTHER STIPULATED that defendants waive notice and service of the First Amended Complaint ~~and shall not be required to answer the amendment, and that all denials,~~

~~responses and affirmative defenses contained in the answer filed by defendants to the original complaint shall be responsive to the First Amended Complaint.~~

DATED: January 31, 2006

BUTY & CURLIANO LLP

By: _____

JASON J. CURLIANO
Attorneys for Plaintiff
JEANNE PLESSINGER WANG

DATED: January 30, 2006

HOWARD RICE NEMEROVSKI CANADY FALK
& RABKIN

By: _____

JASON M. HABERMEYER
Attorneys for Defendants
THOMA CRESSY EQUITY PARTNERS, INC. and
CARL D. THOMA

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED:-

, as modified. Because the amended complaint includes a new cause of action, this Court will not condone any failure to file an amended answer.

DATE: January 31, 2006

By: _____

JUDGE WILLIAM H. ALSUP

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